**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION.**

**CRIMINAL APPICATION No.3238 of 2007**

Sushila Jaisingh Desai ..Applicant.

Vs.

THE STATE OF MAHARASHTRA ..Respondent.

Ms Revti Mohite-Dere,Advocate for the Applicant.

Mr U. V. Nikam, A.P.P. for the Respondent -State.

**CORAM: V.C. DAGA, J.**
**DATED: 4/10/2007.**

**P.C.:-**

1. Heard learned Advocate for the applicant, the learned A.P.P. for the State-respondent.

2. Perused application and the material available on record.

3. This application under Section 438 of the Cr.P.C. is to seek anticipatory bail in C.R.No.322 of 2007 registered with the Karad City Police Station, for the offence punishable under Sections 420, 467, 463, 466, 468, read with Section 34 of the I.P.C.

4. According to the learned counsel for the applicant-accused submits that the brothers of the applicant misrepresented the Sub-Registrar's office for which the applicant cannot be held responsible. Learned counsel for the applicant further submits that looking to the age of the applicant she may be granted bail on certain terms and conditions. Learned A.P.P. for the State opposed application for bail contending that the custody of the applicant is necessary because the I.O. wants to take her specimen of signatures and thumb impressions. Reacting to the submission, learned counsel for the applicant submits that the applicant would co-operate with the Investigating agency and subscribe her thumb impressions and or signatures, as the case may be.

5. In the above view of the matter, considering the age of the applicant, I am inclined to grant bail to the applicant on following terms and conditions.

a. The applicant. Smt. Sushila Jaisingh Desai, in the event of arrest in C.R.No.322 of 2007 registered with the Karad City Police Station, for the offence punishable under Sections 420, 466, 467, 468, 469, 471. read with Section 34 of the I.P.C. be released on bail in the sum of Rs.25,000/- with one or two sureties to make up the said amount.

b. that he should report to the concerned Police Station, once in a week i.e. on every Monday between 3.00 to 5.00 p.m. till filing of the charge sheet.

c. the applicant shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

d. the applicant shall not pressurise witnesses and that he shall co-operate with the Investigating agency, if required.

7. This order of anticipatory bail shall remain in force till the filing of the charge sheet. It would be open for the applicant to apply for regular bail before the regular Court.

8. Any observation made in this order shall not be construed as finding or expression on merits of the case at the time of trial.

9. The application is allowed in the above terms.

**(V.C. DAGA,J.)**